

# UNITED STATES DISTRICT COURT

for the  
District of South Carolina

Johnnie E. McKelvey aka Johnnie Elvin McKelvey )

*Petitioner* )

v. )

Linda R. Thomas, Warden )

*Respondent* )

Civil Action No. 4:14-cv-4215-DCN

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) \_\_\_\_\_ recover from the respondent (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) \_\_\_\_\_ recover costs from the petitioner (*name*) \_\_\_\_\_.

☒ other: Judgement by the clerk. This petition dismissed without prejudice and without requiring the respondents to file a return. A certificate of appealability is denied.

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable David C. Norton, United States District Judge. The court adopts the Report and Recommendation of the Honorable Thomas E. Rogers, III, United States Magistrate Judge.

Date: March 2, 2017

CLERK OF COURT

s/Debbie Stokes

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*